

GOVERNMENT OF KERALA

ABSTRACT

Forest – Timber extraction – Kuttianchal food production area – Waiver of penalty imposed on Sri. A.K. Poulouse – Orders passed.

AGRICULTURE (FOREST B) DEPARTMENT

G.O.Rt. No.780/60/Agri.

Dated, 2-6-1960.

Read:- 1. Petition from Shri. A.K. Poulouse, Contractor, Kothamangalam dated 28-10-54.
2. Correspondance resting with the letter from the Chief Conservator of Forests No.C2-6194/58/25-3-60.

ORDER

In 1950 Shri. A.K. Poulouse, Govt. Contractor, Kothamangalam entered into an agreement with the Forest Department to purchase the right of felling and removal of secondary tree growth including the rejections and top ends etc. lying over 186.30 acres in the Food production area at Kuttianchal in the Neriamangalam Range for Rs.2225/- (Rupees two thousand two hundred and twenty five) only. The period of contract was till the end of 1950. He did not complete the work in time. On the expiry of the contract period, the Department inflicted a penalty amounting to Rs.1117-12-10 for the balance area of 93.15 acres left unfelled as per condition 3 of the agreement and also a sum of Rs.40/- as fine as he did not return the counterfoil of the “bandyman” passes.

2. In his petition read as first paper above Shri. A.K. Poulouse has requested that the penalty of Rs.1117-12-10 may be waived and the fine of Rs.40/- may be cancelled for the reason that he has already felled and removed all the trees before the expiry of the contract and that he had returned the unused bandyman passes to the Divisional Forest Officer’s office. Government in consultation with the Chief Conservator of Forests have examined the case. It is found that the contractor had finished the felling work before the stipulated time and he wanted time for removal only till the harvest was over as otherwise the then existing crops would be destroyed. The delay was therefore due to circumstances beyond the control of the contractor, Government are therefore pleased to order that the penalty of Rs.1117-12-10 imposed on Shri. Poulouse be waived.

3. With regard to the fine of Rs.40/- referred to in para 1 above, the Government order that they seen eason to revise these orders.

By order of the Governor,

T. Madhava Menon,
Joint Secretary to Government..

To

The Chief Conservator of Forests (with records)
The Finance Department with reference to their No.EA3-24968/60/23-5-60).
Copy to the Contractor (through Chief Conservator of Forests.

Endt. on D.Dis.6194/58(C2) Registered

Copy with file No.C1-1254/52 forwarded to the Divl. Forest Officer Malayattur for information and attention with reference to his report No.C2-1254/52/3-10-58. He will acknowledge receipt of the same.

V. Sukumaran Nair,
Office of the Chief Conservator of Forests,
Trivandrum, 11-6-1960.

For Chief Conservator of Forests,

Forwarded/By Order,

Superintendent.

Copy with the copy of G.O. endorsed to the Contractor forwarded to the Conservator of Forests Chalakudy for information and further action.

Forwarded/By order,

Superintendent.